

January 21, 2004

The Honorable H. Charles Royce, Chairman  
Resources, Recreation and Development Committee  
Legislative Office Building, Room 305  
Concord, New Hampshire 03301

**Re: HB 1205, establishing a committee to study alternative waste disposal systems**

Dear Chairman Royce:

Thank you for the opportunity to comment on HB 1205, which would establish a committee to study alternative waste disposal systems.

Current administrative rules already contain a provision for consideration and approval of innovative and alternative wastewater disposal systems, specifically:

*“PART Env-Ws 1024 INNOVATIVE/ALTERNATIVE TECHNOLOGY*

*Env-Ws 1024.01 Purpose and Scope.*

*(a) The purpose of this part is to provide the methodology and review process for the approval of innovative/alternative individual sewage disposal systems, in compliance with RSA 485-A:29, I.*

*(b) This part shall apply to any proposed individual sewage disposal system technology not described elsewhere in Env-Ws 1000.”*

Furthermore, approval of innovative/alternative systems does not require the installation of a “full sized” system. However, in some instances the department may require the applicant to demonstrate that a “full sized” or conventional system be able to be designed and installed to service the structure should the innovative/alternative system not perform to the manufacturers specifications.

For these reasons, the department believes that the creation of this study committee by passage of this bill may be unnecessary in that a regulatory vehicle currently exists to accomplish the same result.

Thank you for this opportunity to comment. Please call either me at 271-3503 or William E. Evans, P.E. at 271-3304 if you have any questions or need additional information.

Very truly yours,

Michael P. Nolin  
Commissioner

cc: Representative Derek Owen